

UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF MASSACHUSETTS

MICHAEL SHERMAN,)	
Plaintiff,)	
)	
v.)	Civ. Action No. 05-11545-NG
)	
VISION LAB TELECOMMUNICATIONS,)	
INC., HIGHLAND MARKETING LLC,)	
THE SUPPORT GROUP IN SWEDEN, AB,)	
Defendants.)	
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GERTNER, D.J.:		

ORDER RE: ATTORNEYS' FEES

February 27, 2007

For the reasons set forth in this Court's Order dated February 6, 2007, and the additional reasons noted below, I hereby award statutory damages in the amount of One Thousand And 00/100 (\$1,000.00) Dollars per violation under 47 U.S.C. § 227(b)(3) and Two Thousand Five Hundred And 00/100 (\$2,500.00) Dollars per violation under Mass. Gen. L. ch. 159C § 8, for a total of **ONE HUNDRED FIFTY THOUSAND, FIVE HUNDRED AND 00/100 (\$150,500.00) DOLLARS** against defendants Vision Lab Telecommunications, Inc. and The Support Group in Sweden, AB, jointly and severally, and a total of **TEN THOUSAND, FIVE HUNDRED AND 00/100 (\$10,500.00) DOLLARS** against Defendant Highland Marketing, LLC.

In addition, I hereby **AWARD THIRTY THOUSAND, SEVEN HUNDRED THIRTY-FOUR AND 66/100 (\$30,734.66) DOLLARS**, for Attorneys' Fees and costs **to counsel for the Plaintiff** under the authority of G.L. c. 129C § 8C. I have reviewed counsel's application and I

have found that the fee is reasonable in terms of counsel's background, his hourly rate, and the hours expended on this case. Counsel has a small law office; all of the work is handled by him including legal research, review of discovery, telephone calls and court appearances. While the case ultimately resulted in a default, that was not a predictable result. At least one defendant hired counsel, filed a remand to the federal court, filed a motion to dismiss, and appeared ready to litigate this case fully. Accordingly, the fees meet the standard of the statute.

SO ORDERED.

Date: February 27, 2007

/s/ Nancy Gertner
NANCY GERTNER, U.S.D.C.